



**OFFICE OF INSPECTOR GENERAL**  
Department of Homeland Security

Washington, DC 20528 / [www.oig.dhs.gov](http://www.oig.dhs.gov)

September 12, 2019

Tanvi Misra  
MuckRock News, Dept MR 79926  
411A Highland Ave.  
Somerville, Massachusetts 02144

Subject:     OIG Freedom of Information Act Request  
              No. 2019-IGFO-00236  
              Final Response

Dear Ms. Misra:

This letter acknowledges the receipt of your Freedom of Information Act request to the Department of Homeland Security (DHS) Office of Inspector General (OIG), dated September 6, 2019, seeking all significant incident reports (SIRs) and significant event notifications (SENs) between December 14, 2018 and July 7, 2019 regarding the ongoing investigation into the death of 7-year-old migrant girl Jakelin Caal in Customs and Border Protection; 2. All materials relied upon by DHS-OIG in the ongoing investigation into the death of Jakelin Caal, including, but not limited to, photographs, interview notes, and electronic or paper communications; 3. Department of Homeland Security agency components, including, but not limited to, ICE, CBP, and Immigrant Health Services Corps, between December 14 and July 7, 2019 regarding the death of Jakelin Caal; 3. All follow-up communications from OIG to any DHS agency component or Congressional liaison regarding the death of Jakelin Caal between December 14, 2018 and July 7, 2019; 4. All communications between OIG and subject-matter experts, including, but not limited to, public health officials regarding the death of Jakelin Caal, between December 14, 2018 and July 7, 2019. DHS-OIG received your request on September 6, 2019, and assigned it the above-referenced tracking number.

We have determined that this is a duplicate of request number 2019-IGFO-00201, which was received in this office on July 12, 2019, and is currently in the search process for pertinent files. As such, because DHS-OIG is already responding to this request, this duplicate has been administratively closed. Additionally, had this request not been administratively closed as a duplicate, your request for expedited processing would have been denied since your letter failed to provide a

detailed explanation for seeking expedited processing as required by federal regulations. 6 C.F.R. § 5.5(e)(3).

### **Appeal**

If you believe this to be an adverse determination on your request, you have the right to appeal this response.<sup>1</sup> Your appeal must be in writing and received within 90 days after the date of this response. Please address any appeal to:

FOIA/PA Appeals Unit  
DHS/Inspector General  
STOP 0305  
245 Murray Lane, SW  
Washington, DC 20528-0305

Both the envelope and letter of appeal must be clearly marked “Freedom of Information Act Appeal.” Your appeal letter must also clearly identify DHS-OIG’s response. Additional information on submitting an appeal is set forth in the Department of Homeland Security regulations at 6 C.F.R. § 5.8.

### **Assistance and Dispute Resolution Services**

Should you need assistance with your request, you may contact DHS-OIG’s FOIA Public Liaison. You may also seek dispute resolution services from our FOIA Public Liaison. You may contact DHS-OIG’s FOIA Public Liaison in any of the following ways:

FOIA Public Liaison  
DHS-OIG Counsel  
STOP 0305  
245 Murray Lane, SW  
Washington, DC 20528-0305  
Phone: 202-981-6100  
Fax: 202-245-5217  
E-mail: [foia.oig@oig.dhs.gov](mailto:foia.oig@oig.dhs.gov)

---

<sup>1</sup> For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

Additionally, the 2007 FOIA amendments created the Office of Government Information Services (OGIS) to offer mediation services to resolve disputes between FOIA requesters and federal agencies as a non-exclusive alternative to litigation. If you are requesting access to your own records (which is considered a Privacy Act request), you should know that OGIS does not have the authority to handle requests made under the Privacy Act of 1974. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road - OGIS  
College Park, MD 20740-6001  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Web: <https://ogis.archives.gov>  
Telephone: 202-741-5770  
Fax: 202-741-5769  
Toll-free: 1-877-684-6448

If you have any questions about this response, please contact us at 202-981-6100.

Sincerely,

*Steven G. Phelps*

Steven G. Phelps  
FOIA/PA Disclosure Specialist